

HOUSE JOURNAL

FORTY-SECOND LEGISLATURE, SECOND CALLED SESSION

PROCEEDINGS

FIRST DAY.

Hall of the House of Representatives,
Austin, Texas,
Tuesday, September 8, 1931.

In obedience to the proclamation of His Excellency, Ross Sterling, Governor of Texas, convening the Forty-second Legislature to meet in Special Session at Austin, the seat of government, this the 8th day of September, 1931, the members of the House of Representatives assembled in Representative Hall, and at 12 o'clock m. the House was called to order by the Hon. Fred H. Minor, Speaker.

Speaker Minor then directed the Clerk to call the roll.

The roll was called and the following members were present:

Mr. Speaker.	Dowell.
Adams of Jasper.	Dwyer.
Adamson.	Elliott.
Alsup.	Engelhard.
Anderson.	Farmer.
Baker.	Ferguson.
Barron.	Finn.
Bedford.	Fisher.
Bounds.	Forbes.
Boyd.	Ford.
Brooks.	Fuchs.
Burns of Walker.	Gilbert.
Burns	Giles.
of M Culloch.	Goodman.
Caven.	Graves.
Coombes.	Grogan.
Cox of Lamar.	Hanson.
Cox of Limestone.	Hardy.
Cunningham.	Harman.
Dale.	Harrison
Daniel.	of Waller.
Davis.	Hatchitt.
DeWolfe.	Hefley.
Dodd.	Herzik.
Donnell.	Hines.

Holder.	Patterson.
Holland.	Petsch.
Hoskins.	Ratliff.
Hubbard.	Ray.
Hughes.	Reader.
Jackson.	Richardson.
Johnson	Rogers.
of Dallam.	Rountree.
Johnson	Sanders.
of Dimmit.	Satterwhite.
Johnson of Morris.	Savage.
Jones of Shelby.	Scott.
Jones of Atascosa	Shelton.
Justiss.	Smith of Bastrop.
Keller.	Smith of Wood.
Kennedy.	Sparkman.
Laird.	Stephens.
Lasseter.	Strong.
Lee.	Towery.
Lemens.	Turner.
Lilley.	Vaughan.
McGill.	Veatch.
McGregor.	Walker.
Magee.	Weinert.
Mathis.	West of Coryell.
Metcalf.	West of Cameron.
Moffett.	Westbrook.
Morse.	Wiggs.
Olsen.	Wyatt.
O'Quinn.	Young.

Absent.

Adkins.	Martin.
Akin.	Munson.
Albritton.	Nicholson.
Bryant.	Pope.
Harrison	Sherrill.
of El Paso.	Tarwater.
Holloway.	Terrell
Howsley.	of Val Verde.
McDougald.	Wagstaff.

Absent—Excused.

Adams of Harris.	Carpenter.
Beck.	Claunch.
Bond.	Coltrin.
Bradley.	Dunlap.
Brice.	Duvall.

Farrar.	Murphy.
Greathouse.	Ramsey.
Hill.	Stevenson.
Kayton.	Steward.
Leonard.	Sullivan.
Lockhart.	Terrell
Long.	of Cherokee.
McCombs.	Van Zandt.
Mehl.	Warwick.
Moore.	

A quorum was announced present.

Prayer was offered by the Rev. John W. Holt, Chaplain.

PROCLAMATION BY THE GOVERNOR.

The Speaker laid before the House and had read the following proclamation by Governor Ross S. Sterling:

To all to Whom These Presents Shall Come:

Whereas, The voice of the people is resounding through the South in a clamor of distress, seeking relief from their gravest agricultural crisis of modern years. Cotton prices are lower than the cost of production, and overproduction threatens an even greater demoralization of the market. Meanwhile, in the background looms the black shadow of soil deterioration, menacing oncoming cotton farmers with the ruinous heritage of wornout land, such as has already blighted agriculture in older States; and

Whereas, Facing financial ruin, cotton farmers throughout Texas have been holding mass meetings and adding their concerted voices to the rising tide of pleas for legislative relief. Thousands have petitioned the Chief Executive to call a special session for enactment of laws to aid them, particularly by means of cotton acreage reduction. The welfare of civilization rests upon the shoulders of the farmer, and the burden is ever a trying one. The government should be eager to extend him any reasonable assistance that he might deem necessary. If legislation can help Texas agriculture in its present emergency, I believe it my duty to convoke the Legislature in the interests of the State generally, as well as the tillers of the soil. I have waited and investigated until I have become convinced that a majority of Texas cotton farmers and their legislative representatives

desire an emergency law, and I am now ready and glad to act in their behalf.

Now, therefore, I, R. S. Sterling, Governor of the State of Texas, do, by virtue of the authority vested in me by the Constitution and laws of this State, hereby call a Special Session of the Forty-second Legislature to be convened in the city of Austin, Texas, commencing at 12 o'clock noon, on Tuesday, September 8, A. D. 1931, for the following purposes:

1. To enact such legislation as will adequately provide for soil conservation and the alleviation of the conditions of agriculture in Texas and establish a policy which other agricultural States may follow.

2. To consider and act on such other subjects of public importance as the Executive may, from time to time, during the session, submit by message or otherwise.

In testimony whereof, I hereunto sign my name and cause to be impressed hereon the seal of the State of Texas, at Austin, this the 5th day of September, A. D. 1931.

(Seal.)

R. S. STERLING,
Governor of Texas.

By the Governor:

JANE Y. McCALLUM,
Secretary of State.

I, Jane Y. McCallum, Secretary of State of the State of Texas, do hereby certify that the foregoing is a true and correct copy of proclamation issued by the Governor of the State of Texas on September 5, 1931, calling a Special Session of the Forty-second Legislature to convene in the city of Austin at 12 o'clock noon, on Tuesday, September 8, A. D. 1931.

In testimony whereof, I have hereunto signed my name officially and caused the seal of the State to be impressed hereon at my office in the city of Austin, this the 6th day of September, A. D. 1931.

(Seal.)

JANE Y. McCALLUM,
Secretary of State.

PROVIDING FOR COMMITTEES TO NOTIFY GOVERNOR AND SENATE.

Mr. McGregor offered the following resolution:

Be it resolved, That the Speaker appoint two committees of five mem-

bers each, one to notify the Governor and the other to notify the Senate that the House of Representatives is now organized and ready to transact business.

McGREGOR,
McGILL.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committees:

To notify Governor: Messrs. McGill, Coombes, Ratliff, Dodd and Mrs. Hughes.

To notify Senate: Messrs. McGregor, Smith of Bastrop, Cunningham, Wiggs and Mrs. Rountree.

PROVIDING FOR DAILY HOUSE JOURNALS.

Mr. Satterwhite offered the following resolution:

Be it resolved by the House of Representatives, That 1200 copies of the House Journal for the first day be printed and 1200 each remaining day of the session, 100 to be delivered to the Senate, one copy to be placed on each member's desk daily, three copies to be delivered to the head of each department, 75 copies to the State Library, and the remaining to be left with the Sergeant-at-Arms for distribution under the direction of the Speaker.

SATTERWHITE,
HOLDER.

The resolution was read second time and was adopted.

SENATE NOTIFIED.

The committee appointed to notify the Senate that the House is duly organized and ready for the transaction of business appeared at the bar of the House and, being duly announced, stated that they had performed the duty assigned them.

GOVERNOR NOTIFIED.

The committee appointed to notify the Governor that the House is now organized and ready for the transaction of business appeared at the bar of the House and, being duly announced, stated that they had performed the duty assigned them.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Ramsey for today, on motion of Mr. Jones of Shelby.

Mr. Terrell of Val Verde for today, on motion of Mr. Minor.

Mr. Long for today, on motion of Mr. O'Quinn.

Mr. Beck, Mr. Duvall and Mr. Greathouse for today, on motion of Mr. Patterson.

Mr. Howsley for today, on motion of Mr. Petsch.

Mr. Warwick for today, on motion of Mr. Finn.

Mr. Adams of Harris for today, on motion of Mr. Morse.

Mr. Stevenson for today, on motion of Mr. Burns of Walker.

Mr. Claunch for today, on motion of Mr. Grogan.

Mr. Hill for today, on motion of Mr. Sparkman.

Mr. Murphy for today, on motion of Mr. Lilley.

Mr. McCombs for today, on motion of Mr. Keller.

Mr. Dunlap and Mr. Leonard for today, on motion of Mr. West of Cameron.

Mr. Lockhart for today, on motion of Mr. Olsen.

Mr. Kayton for today, on motion of Mr. Anderson.

Mr. Carpenter for today, on motion of Mr. Giles.

Mr. Sullivant for today, on motion of Mr. Gilbert.

Mr. Bond for today, on motion of Mr. Metcalfe.

Mr. Brice for today, on motion of Mr. Stephens.

Mr. Coltrin for today, on motion of Mr. Hoskins.

The following members were granted leaves of absence on account of illness:

Mr. Terrell of Cherokee and Mr. Van Zandt for today and tomorrow, on motion of Mr. Adamson.

Mr. Bradley for today and the balance of the week, on motion of Mr. Morse.

Mr. Farrar for today and the balance of the week, on motion of Mr. Sparkman.

Mrs. Moore for today and tomorrow, on motion of Mr. Bedford.

Mr. Mehl for today and the balance of the week, on motion of Mr. Reader.

Mr. Steward for today, on motion of Mr. Justiss.

PROVIDING FOR POSTAGE FOR MEMBERS.

Mr. Metcalfe offered the following resolution:

Resolved, That each member be allowed a total of \$15 for postage stamps and \$15 for telegrams and telephone calls; and that the Speaker be allowed an additional \$25; that the Sergeant-at-Arms be allowed \$5 for postage stamps, and that the Chief Clerk be allowed \$15 for postage stamps and \$10 for telegrams and telephone; and that the Committee on Appropriations and the Committee on Contingent Expenses be allowed \$25 each for postage stamps and telegram and telephone, to be paid out of the Contingent Fund of the House.

Resolved, That the post-office box rent of the members of the House shall be paid out of the Contingent Fund of the House, upon approval of the Contingent Expense Committee.

Resolved, That all requisitions for paper and supplies necessary for the preparation of bills, for the engrossing and enrolling rooms, the minute books and blank papers for use of committees, the letterheads, envelopes, etc., to be used by the members or employes of the House be made under the direction of the Committee on Contingent Expenses.

Resolved, That the Chairman of the Committee on Contingent Expenses be authorized to rent typewriters for the use of stenographers and enrolling clerks and engrossing clerks of the House, and to purchase typewriter ribbons, the cost of same to be paid out of the Contingent Fund of the House.

Resolved, That the Sergeant-at-Arms shall be the custodian of all stationery and stationery supplies required by the House; that said supplies be obtained and disposed of and accounted for by the Sergeant-at-Arms, as provided for by Rule 3, Section 4, of the Rules of the Thirty-third Legislature.

Resolved, That no allowances included in this resolution shall be expended except for actual expenses of

the members, committees, and officers of the House hereinabove named.

METCALFE,
CAVEN.

The resolution was read second time.

Mr. Savage offered the following amendment to the resolution:

Amend by changing postage to \$5 instead of \$15 for members.

SAVAGE,
HUBBARD.

The amendment was adopted.

The resolution as amended was then adopted.

PROVIDING FOR PRE-SESSION PAY FOR CERTAIN EMPLOYES.

Mr. McGill offered the following resolution:

Resolved, That the following be allowed pre-session per diem for work in preparing the House for organization: Chief Clerk, 1 day; Assistant to the Chief Clerk, 1 day; Clerk to the Contingent Expenses Committee, 1 day; Sergeant-at-Arms, 1 day; Bookkeeper to Sergeant-at-Arms, 1 day.

McGILL,
YOUNG.

The resolution was read second time and was adopted.

HOUSE NOTIFIED.

A committee from the Senate appeared at the bar of the House and, being duly announced, stated that the Senate is now organized and ready for the transaction of business.

RELATIVE TO PER DIEM OF MEMBERS OF THE LEGISLATURE.

Mr. Sanders offered the following resolution:

H. C. R. No. 1, Relative to per diem of members of the Legislature,

Be It Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the pay of the members of the Second Called Session of the Forty-second Legislature is hereby fixed at \$10 per diem; be it further

Resolved in addition to the per diem the members of each house shall be entitled to mileage in going to

and returning from the seat of government, which mileage shall be two dollars and fifty cents (\$2.50) for every twenty-five (25) miles, the distance to be computed by the nearest and most direct route of travel, from a table of distance prepared by the Comptroller to each county seat now or hereafter to be established; no member to be entitled to mileage for any extra session that may be called within one day (1) after the adjournment of the Regular or any Called Session.

The resolution was read second time.

Mr. Lee offered the following substitute for the resolution:

Whereas, At the last general election the voters of the State of Texas adopted a constitutional amendment, increasing the per diem of the members of the State Legislature; and,

Whereas, Since that time there has been a great decline in values in all productions within this State, thereby making the tax burden upon the people very difficult to bear; and,

Whereas, The members of the Texas Legislature, desiring to be reciprocal to the people of Texas, and wishing to show their gratitude to the electorate of this State, by showing a willingness to bear a part of that burden; therefore, be it

Resolved by the House, the Senate concurring, That the members of the State Legislature serve during the Farmers' Called Session, requested to convene at noon, Tuesday, September 8, 1931, at five dollars (\$5) per day for a period of one week or as long thereof as it may take to consider and pass a cotton acreage control law.

On motion of Mr. Morse the substitute resolution was tabled.

Question then recurring on the resolution, it was adopted.

PROVIDING FOR NEWSPAPERS FOR MEMBERS.

Mr. Johnson of Dimmit offered the following resolution:

Resolved, That each member be allowed three daily newspapers during the Second Called Session of the Forty-second Legislature, ordered through the Committee on Contingent Expenses and to be paid for out of the Contingent Expense Fund of the House.

The resolution was read second time.

Mr. Savage offered the following amendment to the resolution:

Amend by changing "three" to "one."

Mr. Justiss moved to table the amendment and the motion to table was lost.

Question then recurring on the amendment, it was lost.

Mr. Petsch moved the previous question on the resolution, and the main question was ordered.

Question then recurring on the resolution, it was then adopted.

PROVIDING FOR EMPLOYES.

Mr. Sanders offered the following resolution:

Be it Resolved, That the Speaker of the House shall appoint the following employes for the Second Called Session of the Forty-second Legislature to serve for such compensation as is hereinafter provided for:

One Parliamentarian to the House at \$10 per day.

One secretary to the Speaker at \$7.50 per day.

One porter to the Speaker at \$5.00 per day.

One clerk for the Speaker at \$5.00 per day.

One secretary to the Chief Clerk at \$5.00 per day.

One clerk to the Chief Clerk at \$5.00 per day.

One page to the Chief Clerk at \$3.00 per day.

One warrant clerk at \$5.00 per day.

One assistant to the Journal Clerk at \$7.50 per day.

One assistant to the Calendar Clerk at \$5.00 per day.

One stenographer for Committee on Appropriations at \$5.00 per day.

One superintendent of stenographers at \$7.50 per day.

One mailing clerk for Journal at \$5.00 per day.

One assistant to mailing clerk at \$5.00 per day.

One superintendent of the House at \$5.00 per day.

One page for Engrossing and Enrolling Clerks at \$2.50 per day.

One page for stenographic force at \$2.50 per day.

One mimeograph clerk at \$5.00 per day.

Twenty-two pages at \$2.50 per day.

Twenty expert stenographers at \$5.00 per day.

Two committee clerks at \$5.00 per day.

Two pages for Doorkeeper at \$3.00 per day.

One secretary for Mr. Van Zandt at \$4.00 per day.

One secretary for Mr. Lon Alsop at \$4.00 per day.

One bookkeeper for the Sergeant-at-Arms at \$7.50 per day.

One Assistant Sergeant-at-Arms at \$5.00 per day.

One storekeeper to Sergeant-at-Arms at \$4.00 per day.

One clerk to Sergeant-at-Arms at \$4.00 per day.

One telegraph and special delivery clerk at \$5.00 per day.

One night watchman at \$4.00 per day.

One elevator man at \$4.00 per day.

Two messengers to carry papers to Confederate Home and to Woman's Home at \$2.00 per day each.

Twelve porters at \$3.00 per day.

One chief operator for voting machine at \$7.50 per day.

One assistant operator for voting machine at \$5.00 per day.

One clerk to the Contingent Expense Committee at \$7.50 per day; be it further

Resolved, That it shall be the duty of the Speaker, and he is hereby empowered, to dispense with the services of any employe who, in his judgment, is not further needed, or for the misconduct of any employe; and he shall have the power to appoint extra help whenever, in his judgement, it is needed. The duties of the employes heretofore mentioned shall be such as are required by the Speaker of the House of Representatives. Any of the employes may be excused by the Speaker for causes deemed by him sufficient; providing further, that any employe who shall absent himself without leave shall not receive any compensation for the time missed during his absence. The salaries of the employes shall begin when they are instructed to begin work by the Speaker.

SANDERS,
MORSE.

The resolution was read second time and was adopted.

MESSAGE FROM THE GOVERNOR.

Mr. Pat Dougherty, secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Executive Office,
Austin, Texas,
September 8, 1931.

To the Members of the Forty-second Legislature:

You are assembled again in extraordinary session to deal with a problem affecting the welfare of the people of Texas. This is primarily a farmers session, called at the instance of the cotton growers of this State, to consider legislation which may relieve them in a great crisis.

Usually the tillers of the soil take little part in the writing of the laws that govern them; they are too busy with the task of feeding and clothing civilization to give legislation much attention; while others interested in endeavors less vital to the public weal exert their influence continually. The farmers are long-suffering and patient, and seldom ask for special consideration. Now, however, they have risen in their distress and lifted their voices in the most widespread and concerted demand that has moved them during modern years.

They are not to be denied, and no one with the interest of the State as a whole at heart would deny them, for upon the well-being of agriculture depends ultimately the well-being of us all. In this session, the farmers are to have an inning; it is their session, and they should follow up their far-flung action in bringing about the session, by letting their legislative representatives know what they want. I believe you all are ready to meet their wishes, in so far as you can ascertain them, in any proper and reasonable way.

Judging from the appeals which thousands have made to the Chief Executive in telegrams, letters, petitions and resolutions, as well as personal and telephone calls, the majority favor a one-half reduction of cotton acreage next year, as a means of decreasing the vast oversupply which has prostrated the cotton market and threatens an even more complete collapse.

Though his operations are probably more economical than those of any other industry, the farmer does not receive for his cotton, under present prices, as much as the actual cost of production, much less a profit from his investment or a wage from his labor with which to feed, clothe and shelter his family and pay his debts. Still lower prices would mean disaster and ruin to tens of thousands. Yet, unless something is done soon to reduce the supply or increase the demand very substantially, a further demoralization of the market seems inevitable.

Whether the situation can be remedied by legislation remains to be determined. The hopes and prayers of Texas are that it can. As for the best means and methods of accomplishing that end, I leave that to the wisdom of you ladies and gentlemen of the Legislature. It is a grave, difficult problem, and its solution, if possible at all, will require the best that is in you.

Behind the menace of overproduction looms another which some day is destined to become as acute and alarming, or more so, if not forestalled. I speak of soil deterioration, due to erosion and constant wearing out of the land by planting cotton year in and year out without rest or rotation. In older states, where land has been planted in the same crop for generations longer than we have been growing cotton, the soil has become so impotent that it will not yield a fair crop except by means of expensive aids. Many Texas farmers will bear witness that their soil already has begun to deteriorate and is much less productive than it was formerly. Likewise, a tremendous amount of our best farm acreage has been washed away and ruined by erosion.

If Texas is to avert the calamity of a wornout soil and impoverished agriculture, she had best look diligently to its conservation. And the longer she waits, the more costly it will be.

Acreage reduction, of course, would accomplish conservation of the soil affected, as far as giving it a rest and possibly a rotation of crops is concerned. And, some attorneys of high repute have expressed the opinion that legal restriction of cotton acreage would stand the test of the courts,

under the constitutional provision for conservation of all natural resources of the State.

I submitted this issue to the recent Special Session, and bills were introduced designed to reduce the acreage and preserve the productivity of the soil. The legislation failed of passage at that time, and I now submit it again, feeling that later developments have placed a new aspect upon the situation.

Nothing less than an acute emergency in the public affairs of Texas would have occasioned this session. It was called to aid an industry in distress—the basic industry of the State, materially affecting practically the entire population, directly or indirectly. This emergency challenges the highest principles of democratic statesmanship, and I counsel you most earnestly to let those principles guide your deliberations here, as I feel confident they will.

These are abnormal, perilous times, and the problem before you is an extraordinary one, calling for heroic measures in its solution. This is an hour when political and private considerations should be laid aside, and when we should all work with but one aim—the general public good. Patriotism dominated our thoughts and actions during the World War, and should do no less now, in the country's greatest crisis since then.

The eyes of the nation are upon us, watching and hoping for us to raise a torch that will light the way for the Southland out of the darkness that now engulfs it. I trust that out of your labors will evolve a law or laws that will safeguard the future of agriculture in Texas, lead to the adoption of similar measures in other southern states, and redound to the benefit of all the people, and that this be done as speedily as possible.

Respectfully submitted,

R. S. STERLING,

Governor.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Sanders:

H. B. No. 1, A bill to be entitled "An Act making an appropriation of

the sum of fifty thousand (\$50,000) dollars or so much thereof as may be necessary out of the General Revenue to pay the per diem and mileage of members; the per diem of officers and employees; and the contingent expense of the Second Called Session of the Forty-second Legislature of the State of Texas convened on the 8th day of September, 1931, by proclamation of the Governor; to supplement the like appropriation of the Regular and First Called Session of said Legislature, etc., and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Metcalfe, Mr. Sanders, Mr. Mathis, Mr. Hubbard, and Mr. Johnson of Dallam:

H. B. No. 2, A bill to be entitled "An Act to apportion the State of Texas into congressional districts, naming the counties composing the same, and providing for the election of a member of the Congress of the United States from each district, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Congressional Redistricting.

By Mr. Gilbert and Mr. Alsop:

H. B. No. 3, A bill to be entitled "An Act prohibiting the planting, cultivating, gathering, or ginning of cotton in the State of Texas in the year, 1932; providing for the extermination of what is known as the Mexican boll weevil (*Anthonomus grandis Boheman*), eradicating the disease of the cotton known as cotton root rot (*Phymatotrichum omnivorum*, Duggar); providing for the conservation of the fertility of the soil; declaring it to be a misdemeanor to violate any provision of this act, providing punishment therefor and providing for the suspension thereof, and declaring an emergency."

Referred to the Committee on Agriculture.

By Mr. Morse and Mr. McCombs:

H. B. No. 4, A bill to be entitled "An Act to apportion the State of Texas into representative districts, to fix the number of representatives thereof; to repeal all laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Congressional Redistricting.

By Mr. Burns of Walker:

H. B. No. 5, A bill to be entitled "An Act to conserve the fertility of the soils of the cultivated lands of the State of Texas, providing that not more than fifty (50) per cent of the cultivated lands of this State shall be planted in cotton, providing penalties, defining certain terms, and declaring an emergency."

Referred to the Committee on Agriculture.

By Mr. Towery:

H. B. No. 6, A bill to be entitled "An Act to provide for a moratorium in the State of Texas on the collection of all debts for a period of two years; and providing no suit shall be instituted or prosecuted to collect any debt; and providing all suits now pending for the collection of debts shall remain status quo; and providing that no execution or writ of possession on real property shall be of any effect when issued; and providing no writ of possession shall be issued for a period of two years under deed of trust foreclosure, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Olsen, Mr. Dale, Mr. Turner, Mr. Engelhard and Mr. Ray:

H. B. No. 7, A bill to be entitled "An Act declaring the soil to be a natural resource of the State; declaring it is a public right and a public duty and made mandatory upon the Legislature of the State of Texas under Section 59 of Article 16 of the Constitution of the State of Texas to enact laws to compel the preservation and conservation of the fertility of the soil; providing that for the purpose of preserving and conserving the soil, preventing waste thereof and erosion of the soil, and to aid in the eradication of, and to prevent the spread of, root rot and all other diseases of the soil, it shall be unlawful for any person, association of persons, firm, corporation or joint stock company, during the year 1932, to plant any cotton seed for the purpose of raising cotton on any land in excess of thirty-three and one-third per cent (33⅓%) of the area thereof in cultivation during the year 1931; and to make it unlawful for any person, association of persons, firm, corporation or joint stock company during the year 1933, to

plant any cotton seed for the purpose of raising cotton on any land in excess of fifty per cent (50%) of the area thereof in cultivation during the year 1932, etc., and declaring an emergency."

Referred to Committee on Agriculture.

EXPRESSING SYMPATHY TO THE HON. HUGH B. STEWARD.

Mr. Ford offered the following resolution:

Whereas, The Honorable Hugh B. Steward of Fairfield, a member of this Legislature, is and has been ill since the First Called Session of the Forty-second Legislature; and

Whereas, He is beloved by the members of this body, all of whom sincerely regret that he is compelled to remain in the hospital; and

Whereas, It is the desire of this body to express its sympathy to him at this time; therefore, be it

Resolved, That a copy of this resolution be mailed to Mr. Steward; that the Chairman of the Committee on Contingent Expense be authorized and instructed to send suitable flowers to be paid for out of the Contingent Fund.

Resolved, That this resolution be spread on the minutes of the House.

Signed—Keller, Rogers, Lasseter, Johnson of Morris, Holder, Ford, Westbrook, Turner, Hughes, Roundtree, Grogan, Lilley, Barron, Metcalfe, Dwyer, Hubbard, Harman.

The resolution was read second time.

On motion of Mr. Justiss the names of all the members of the House were added to the resolution as signers thereof.

Signed—Minor, Speaker; Adams of Harris, Adams of Jasper, Adamson, Adkins, Akin, Alsup, Albritton, Anderson, Baker, Beck, Bedford, Bond, Bounds, Boyd, Bradley, Brice, Brooks, Bryant, Burns of Walker, Burns of McCulloch, Carpenter, Caven, Claunch, Coltrin, Coombes, Cox of Lamar, Cox of Limestone, Cunningham, Dale, Daniel, Davis, DeWolfe, Dodd, Donnell, Dowell, Dunlap, Duval, Elliott, Engelhard, Farmer, Farrar, Ferguson, Finn, Fisher, Forbes, Fuchs, Gilbert, Giles, Goodman, Graves, Greathouse, Hatchitt, Hanson, Hardy, Harrison of El Paso, Harrison of Waller, Hefley, Herzik, Hill, Hines, Holland, Holloway, Hos-

kins, Howsley, Jackson, Jones of Shelby, Jones of Atascosa, Johnson of Dallam, Johnson of Dimmit, Justiss, Kayton, Kennedy, Laird, Lee, Lemens, Leonard, Lockhart, Long, McCombs, McDougald, Magee, McGill, McGregor, Martin, Mathis, Mehl, Moffett, Moore, Morse, Munson, Murphy, Nicholson, Olsen, O'Quinn, Patterson, Petsch, Pope, Ramsey, Ratliff, Ray, Reader, Richardson, Sanders, Satterwhite, Savage, Scott, Shelton, Sherrill, Smith of Bastrop, Smith of Wood, Sparkman, Stephens, Stevenson, Strong, Sullivan, Tarwater, Terrell of Cherokee, Terrell of Val Verde, Towery, Van Zandt, Vaughan, Veatch, Wagstaff, Walker, Warwick, Weinert, West of Coryell, West of Cameron, Wiggs, Wyatt, Young.

Question then recurring on the resolution, it was adopted.

RELATIVE TO PRINTING CERTAIN BILLS.

On motion of Mr. Keller, by unanimous consent, all bills which relate to the reduction of cotton acreage were ordered printed in mimeograph form when introduced.

The House, by unanimous consent, agreed to stand at ease until 3:30 o'clock p. m. today.

The House reconvened at 3:30 o'clock p. m., and was called to order by Speaker Minor.

ADJOURNMENT.

On motion of Mr. Turner, the House, at 3:30 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

SECOND DAY.

(Wednesday, September 9, 1931.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called and the following members were present:

Mr. Speaker.	Bounds.
Adams of Harris.	Boyd.
Adams of Jasper.	Brice.
Adamson.	Brooks.
Adkins.	Burns of Walker.
Akin.	Burns
Alsup.	of McCulloch.
Baker.	Carpenter.
Barron.	Caven.
Bond.	Coltrin.